

Amendment No. 1 to HB2127

Brooks H
Signature of Sponsor

AMEND Senate Bill No. 2352*

House Bill No. 2127

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-7-2004(a)(6), is amended
by deleting the subdivision in its entirety and substituting instead the following:

(6) Any postsecondary educational institution that:

(A) Has had its primary campus domiciled in the same
state for at least twenty (20) consecutive years and continues to
have its primary campus domiciled in that state;

(B) Is accredited by an accrediting agency recognized by
the United States department of education and has been
accredited by a recognized accreditor for at least twenty (20)
consecutive years;

(C) Is chartered where its primary campus is domiciled as
a not-for-profit entity and has continuously been so chartered for
at least twenty (20) consecutive years;

(D) Meets and maintains financial standards deemed
acceptable by the accreditor for the purpose of maintaining
accreditation and the United States department of education for
the purpose of being a Title IV eligible institution; and

(E) Completes an information request form under
subdivision (b)(3);

Amendment No. 1 to HB2127

Brooks H
Signature of Sponsor

AMEND Senate Bill No. 2352*

House Bill No. 2127

SECTION 2. Tennessee Code Annotated, Section 49-7-2004(b)(3), is amended by deleting the subdivision in its entirety and substituting instead the following:

(3) A three-year federal financial aid cohort default rate of twenty-five percent (25%) or higher for three (3) consecutive years or any single year over forty percent (40%) as reported by the United States department of education, office of postsecondary educational institutional data system.

SECTION 3. Tennessee Code Annotated, Section 49-7-2004(b), is amended by designating the existing language as subdivision (1) and by adding the following language as new subdivisions (2) and (3):

(2) Any institution deemed to be exempt under subdivision (a)(6) as it existed prior to the effective date of this act shall continue to be exempt as long as the institution registers with the commission under subdivision (b)(3).

(3) Postsecondary educational institutions that are exempt under subdivision (a)(6) shall annually complete an information request form. The information request form shall be created by the commission and shall require, at a minimum:

(A) The name of a contact person and related information such as an email address and telephone number;

(B) A description of the complaint process used by the postsecondary educational institution and the related complaint contact information;

(C) A brief description of the postsecondary educational institution's activities in Tennessee, including enrollment or recruitment;

(D) The number of Tennessee residents enrolled during the past fiscal year; and

(E) If applicable, documentation demonstrating that the postsecondary educational institution meets the exemption requirements of subdivision (a)(6).

SECTION 4. Tennessee Code Annotated, Section 49-7-2004(c), is amended by deleting the subdivision in its entirety and substituting instead the following:

(c) Notwithstanding any provision of this section to the contrary, an institution that has lost its exemption due to the occurrence of one (1) of the conditions listed in subdivisions (b)(1)(A)-(C) shall not be required to reestablish the twenty (20) consecutive year standards in order to regain its exempt status. Instead, the commission shall have the authority to reinstate the exemption once the condition that caused the loss of exemption has, in the opinion of the commission, been remedied.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.